

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ANTHONY TORTORICE, SR.,

Plaintiff,

v.

MICHAEL BARNES, *et al.*,

Defendants.

CIVIL ACTION
NO. 17-2626

ORDER

AND NOW, this 6th day of November 2017, upon consideration of Defendants' Motions to Dismiss (ECF Nos. 10 & 12), Plaintiff's Responses (ECF Nos. 14 & 16), and the Union's Reply (ECF No. 17), it is **ORDERED** that Defendants' Motions to Dismiss are **DENIED**.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.